

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
MCALLEN DIVISION**

UNITED STATES OF AMERICA,

*Plaintiff,*

V.

23.311 ACRES OF LAND, more or less,  
situated in HIDALGO COUNTY, STATE  
OF TEXAS; and FRANK SCHUSTER FARMS  
INC., et al.,

*Defendants.*

[illegible]

CASE NO. 7:19-CV-407

## STATUS REPORT

Plaintiff United States of America (“United States”), through the undersigned Assistant United States Attorney, files this Status Report, and informs the Court as follows:

1. On May 7<sup>th</sup>, 2021, Plaintiff the United States of America (“United States”) and Defendant Frank Schuster Farms, Inc. (“Defendant”) filed a joint stipulation whereby they agreed that the flood levee on the property that is the subject of this condemnation proceeding had been altered and was in need of repair and restoration.

2. The United States agreed to take measures to begin the process of restoring the structural and functional integrity of the flood levee on the property subject of this condemnation proceeding.

3. The United States now informs that since the filing of the joint stipulation, the United States has restored approximately ¼ of a mile of levee on WSL-4000 and the contractor is performing preparation work on 600' of levee, backfill activities along 100' of the levee, and pouring concrete along 500' of the levee.

WHEREFORE, the United States respectfully requests this Court be informed as to the  
aforementioned.

Respectfully submitted,

**JENNIFER B. LOWERY**

Acting United States Attorney  
Southern District of Texas

BY: s/ *Hilda M. Garcia Concepcion*

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ATTORNEYS FOR PLAINTIFF  
UNITED STATES OF AMERICA

**CERTIFICATE OF SERVICE**

I, Hilda M. Garcia Concepcion, Assistant United States Attorney for the Southern District of Texas, hereby certify that on this day, August 2, 2021, a copy of the foregoing was served on all parties in accordance with the Federal Rules of Civil Procedure.

By: s/ *Hilda M. Garcia Concepcion*  
**HILDA M. GARCIA CONCEPCION**  
Assistant United States Attorney